

## **SECTION- III**

### ***Risk Management and Insurance***

- (x1) { **III-A.1(a)** Levels of Insurance Coverage
- { **III-A.1(b)** Review of Insurance Coverage Levels
- (x1) { **III-A.2(a)** Indemnification Insurance
- { **III-A.2(b)** Indemnification Insurance Policies and/or By-Law Provisions
- (x1) **III-A.3.** Protection against Derivative Liability Agency Activity

<b>Standards III-A.1(a) – III-A.1(b)</b>	<b>Rationale/ Authority</b>	<b>Documentation/ Evidence</b>
<p><b>III-A.1(a)</b> The Governing Board has made an informed choice about the levels of its insurance coverage in consultation with knowledgeable persons.</p>	<ul style="list-style-type: none"> <li>▪ To provide a means for the Board to: (a) meet its responsibilities to persons who may be inadvertently harmed by the activities and operations of the Board, (b) protect itself and its agents against allegations of improper conduct or negligence and (c) to provide for the replacement of Board assets that may be lost because of untoward events.</li> </ul>	<ul style="list-style-type: none"> <li>▪ Records of periodic consultation with knowledgeable persons in the process of the Governing Board determining what coverage to secure.</li> <li>▪ Board Minutes</li> </ul>
<p><b>III-A.1(b)</b> The Governing Board has periodically reviewed the levels of its insurance coverage to evaluate the adequacy of coverage.</p>	<ul style="list-style-type: none"> <li>▪ To provide a means for the Board to: (a) meet its responsibilities to persons who may be inadvertently harmed by the activities and operations of the Board, (b) protect itself and its agents against allegations of improper conduct or negligence and (c) to provide for the replacement of Board assets that may be lost because of untoward events.</li> </ul>	<ul style="list-style-type: none"> <li>▪ Evidence where the insurance coverage levels has been reviewed.</li> </ul>

<b>Standards III-A.2(a) – III-A.3</b>	<b>Rationale/ Authority</b>	<b>Documentation/ Evidence</b>
<p><b>III-A.2(a)</b> The Governing Board has made an informed choice about how it wishes to deal with indemnification for itself and/ or staff.</p>	<ul style="list-style-type: none"> <li>▪ ORC 340.11</li> <li>▪ To ensure protection for Board members and staff, so as to allow for “personal risk free” decision making about what may be difficult and contentious issues and to minimize the risk for engaging in public service activities.</li> </ul>	<ul style="list-style-type: none"> <li>▪ Governing Board Minutes</li> <li>▪ Policy Statements and/ or By-laws</li> </ul>
<p><b>III-A.2(b)</b> If the Governing Board determines that it believes such indemnification is appropriate, it adopts appropriate policies and/or by-law provisions.</p>	<ul style="list-style-type: none"> <li>▪ ORC 340.11</li> <li>▪ To ensure protection for Board members and staff, so as to allow for “personal risk free” decision making about what may be difficult and contentious issues and to minimize the risk for engaging in public service activities.</li> </ul>	<ul style="list-style-type: none"> <li>▪ Documentation of where the Governing Board has created policies and/or by-law provisions for indemnification</li> </ul>
<p><b>III-A.3</b> The Board, in its contracts with providers, has appropriate provisions to protect itself against any derivative liability resulting from agency activities.</p>	<ul style="list-style-type: none"> <li>▪ To protect the Board and ensure the solvency of the system, should a contract provider be named in a lawsuit that con-joins the Board as party to such.</li> </ul>	<ul style="list-style-type: none"> <li>▪ Board-Agency Contract</li> <li>▪ Certificate-of-Insurance documents</li> </ul>